



Attorney's Docket No.: 17101-017003/ 813C

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Emory V. Anderson et al. Art Unit : 1641
Patent No. : 6,867,051 Examiner : Davis, D. A.
Issue Date : March 15, 2005 Cust. No. : 20985
Serial No. : 09/717,478 Conf. No. : 9900
Filed : November 20, 2000
Title : POINT OF CARE DIAGNOSTIC SYSTEMS

Attn.: PETITIONS
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL LETTER

Dear Sir:

Transmitted herewith are a Petition pursuant to 37 C.F.R. §1.183, copy of the Notice of Recordation of Assignment, Request for Certificate of Correction, Form PTO/SB/44 (1 page in duplicate), copy of initialed Form PTO-1449, a check in the amount of \$230.00 to cover the fee for the Petition as required by 37 C.F.R. §1.17(h) and the fee for the Certificate of Correction, and a return postcard for filing in connection with the above-captioned patent application.



The Commissioner is hereby authorized to charge the fee for the extension of time and any other fee that may be due in connection with this and the attached papers or with this application during its entire pendency to Deposit Account No. 06-1050. A duplicate of this sheet is enclosed.

Respectfully submitted,

Stephanie Seidman
Reg. No. 33,779

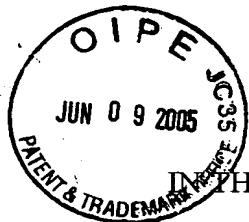
Attorney Docket No. 17101-017003 / 813C

Address all correspondence to:

Stephanie Seidman
Fish & Richardson P.C.
12390 El Camino Real
San Diego, California 92130
Telephone: (858) 678-4777
Facsimile: (202) 626-7796
email: seidman@fr.com
10521786.doc

CERTIFICATE OF MAILING BY "EXPRESS MAIL"
"Express Mail" Mailing Label Number EV 471531855 US
Date of Deposit June 9, 2005
I hereby certify that this paper is being deposited with the United States Postal "Express Mail Post Office to Addressee" Service under 37 CFR §1.10 on the date indicated above and is addressed to: Mail Stop: Issue Fee Commissioner for Patents, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA, 22313-1450.

Stephanie L. Seidman



THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Emory V. Anderson et al. Art Unit : 1641
Patent No. : 6,867,051 Examiner : Davis, D. A.
Issue Date : March 15, 2005 Cust. No. : 20985
Serial No. : 09/717,478 Conf. No. : 9900
Filed : November 20, 2000
Title : POINT OF CARE DIAGNOSTIC SYSTEMS

Office of Petitions

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**PETITION UNDER 37 C.F.R. §1.183 TO CORRECT THE LISTING OF ALL
ASSIGNEES ON ISSUED PATENT**

Dear Sir:

Enclosed herewith are the following:

- (1) the fee for this Petition as required by 37 C.F.R. §1.17(h);
- (2) a Request for Certificate of Correction, duplicate copies of a Certificate of Correction and copy of initialed Form PTO-1449;
- (3) a statement that the failure to include the correct assignee name on the PTOL-85B was inadvertent; and
- (4) copy of the Notice of Recordation of Assignment for the original assignments to:

ADEZA BIOMEDICAL CORPORATION
1240 Elko Drive
Sunnyvale, California 94089

Pursuant to the requirements of MPEP §307, this is a Petition filed under 37 C.F.R. §1.183 requesting waiver of 37 C.F.R. §3.81(a) in order to permit issuance of a Certificate of Correction to correct the Assignee in U.S. Patent No. 6,867,051. The patent issued in the name of an incorrect Assignee due to an inadvertent error in entering the Assignee's name in Item 3 of PTOL-85B. A Request for Certificate of Correction pursuant to 37 C.F.R. §§1.322 and 1.323 requesting this change is being filed concurrently with this Petition. A copy of the

06/16/2005 HMARZ11 00000091 061050 6867051

01 FC:1462 270.00 DA 130.00 DP

CERTIFICATE OF MAILING BY "EXPRESS MAIL"
"Express Mail" Mailing Label Number EV 471531855 US
Date of Deposit June 9, 2005

I hereby certify that this paper is being deposited with the United States Postal "Express Mail Post Office to Addressee" Service under 37 CFR §1.10 on the date indicated above and is addressed to: Commissioner for Patents, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA, 22313-1450.

Stephanie Seidman

Applicant : Emory V. Anderson et al.
Patent No. : 6,867,051
Issued : March 15, 2005
Serial No. : 09/717,478
Filed : November 20, 2000
Petition Pursuant to 37 C.F.R. §1.183
Page : 2 of 2

Attorney's Docket No.: 17101-017003 / 813C

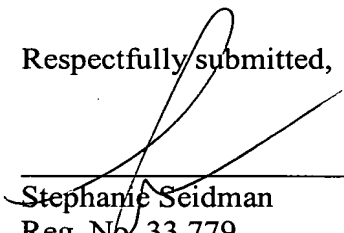
Notice of Recordation of Assignment Document is also included with this Petition. A check in the amount of \$230 is enclosed to cover the fee for filing this Petition and the fee for filing the Certificate of Correction. If the fee is missing or is in the wrong amount, the Commissioner is authorized to charge Deposit account 06-1050 for the requisite fee for filing this petition.

As indicated in the Notice of Recordation of Assignment Document, the present application was assigned to Adeza Biomedical Corporation. A copy of the Notice of Recordation of Assignment, recorded at Reel 011475/Frame 0266 is included. Due to an inadvertent error entered on the PTOL-85B form when paying the Issue Fee, however, Adeza Biomedical, Inc. was inadvertently indicated as the Name of Assignee. A Certificate of Correction to correct this error is submitted herewith.

I, Stephanie Seidman, declare that the failure to include the incorrect Assignee name on the PTOL-85B form was an inadvertent clerical error arising from the similarity between the terms, Corporation and Incorporated.

This Petition, which was prepared and is being filed promptly upon discovering the error, complies with the requirements of MPEP §307. Therefore, in light of the above remarks, correction of this error and issuance of a Certificate of Correction indicating the correct Assignee is respectfully requested.

Respectfully submitted,



Stephanie Seidman
Reg. No. 33,779

Attorney Docket No. 17101-017003 / 813C

Address all correspondence to:

Stephanie Seidman
Fish & Richardson P.C.
12390 El Camino Real
San Diego, California 92130
Telephone: (858) 678-4777
Facsimile: (202) 626-7796
email: seidman@fr.com



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Emory V. Anderson et al. Art Unit : 1641
Patent No. : 6,867,051 Examiner : Davis, D. A.
Issue Date : March 15, 2005 Cust. No. : 20985
Serial No. : 09/717,478 Conf. No. : 9900
Filed : November 20, 2000
Title : POINT OF CARE DIAGNOSTIC SYSTEMS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

REQUEST FOR CERTIFICATE OF CORRECTION
PURSUANT TO 37 C.F.R. §§1.322 AND 1.323

Dear Sir:

Pursuant to 37 C.F.R. §§1.322 and 1.323, the patentee respectfully requests that a Certificate of Correction be issued for the above-referenced patent to correct the following errors:

IN THE TITLE PAGES:

In Item [73] *Assignee* please replace "Adeza Biomedical, Inc." with —Adeza Biomedical Corporation.—

In Item [56] References Cited please add to the list of Foreign Patent Documents —WO 99/39298.—

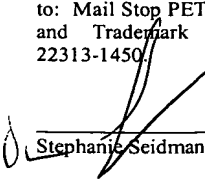
06/15/2005 FFAHAI3 00000092 6867051

01 FC:1811

100.00 OP

CERTIFICATE OF MAILING BY "EXPRESS MAIL"
"Express Mail" Mailing Label Number EV 471531855 US
Date of Deposit June 9, 2005

I hereby certify that this paper is being deposited with the United States Postal "Express Mail Post Office to Addressee" Service under 37 CFR §1.10 on the date indicated above and is addressed to: Mail Stop PETITIONS, Commissioner for Patents, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450.


Stephanie Seidman

REMARKS

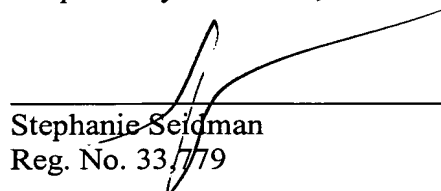
Duplicates of a Certificate of Correction (Form PTO/SB/44 (5-03)) incorporating the above changes are included with this Request. Copies of the Notice of Recordation of Assignment Document and a Petition under 37 C.F.R. §1.183 are also enclosed. A check in the amount of \$230 is enclosed to cover the required fees. If it is determined that the fee amount is incorrect or if the check is missing, the Office is hereby authorized to charge the fee to Deposit Account No. 06-1050.

This Certificate of Correction seeks to correct an error in the Assignee section of the title page due to an inadvertent error in entering the Assignee's name in Item 3 of Form PTOL-85B, the Issue Fee Transmittal. A copy of the Notice of Recordation of Assignment is provided herewith showing the assignment recorded on January 26, 2001 to "Adeza Biomedical Corporation" at Reel 011475/Frame 0266. Patentee requests issuance of a Certificate of Correction in order to designate the correct assignee.

This Certificate of Correction also seeks to correct an error in the Foreign Patent Documents section of Item [56]. The correction finds basis in Form PTO-1449, which was considered and initialed by the Examiner on May 14, 2002 and sent back to the Applicant by the Examiner accompanying an Office Action dated May 22, 2002. Foreign patent document WO 99/39298 was omitted from the list of foreign patent documents in the issued patent. A copy of the initialed Form PTO-1449 is included herewith as evidence.

No new matter has been added.

Respectfully submitted,



Stephanie Seidman
Reg. No. 33,779

Attorney Docket No. 17101-017003 / 813C

Address all correspondence to:

Stephanie Seidman
Fish & Richardson P.C.
12390 El Camino Real
San Diego, California 92130
Telephone: (858) 678-4777
Facsimile: (202) 626-7796
e-mail: seidman@fr.com

Staple
Here
Only

UNITED STATES PATENT AND TRADEMARK OFFICE CERTIFICATE OF CORRECTION

PATENT NO. : 6,867,051
DATED : MARCH 15, 2005
INVENTOR(S) : ANDERSON *et al.*

It is certified that an error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

IN THE TITLE PAGE:

In Item [73] *Assignee* please replace "Adeza Biomedical, Inc." with
—Adeza Biomedical Corporation.—

In Item [56] *References Cited* please list —WO 99/39298— in the Foreign
Patent Documents.

MAILING ADDRESS OF SENDER:

PATENT NO. 6,867,051

Stephanie Seidman
Fish & Richardson P.C.
12390 El Camino Real
San Diego, California 92130

Staple
Here
Only

UNITED STATES PATENT AND TRADEMARK OFFICE CERTIFICATE OF CORRECTION

PATENT NO. : 6,867,051
DATED : MARCH 15, 2005
INVENTOR(S) : ANDERSON *et al.*

It is certified that an error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

IN THE TITLE PAGE:

In Item [73] *Assignee* please replace "Adeza Biomedical, Inc." with
—Adeza Biomedical Corporation.—

In Item [56] *References Cited* please list —WO 99/39298— in the Foreign
Patent Documents.

MAILING ADDRESS OF SENDER:

PATENT NO. 6,867,051

Stephanie Seidman
Fish & Richardson P.C.
12390 El Camino Real
San Diego, California 92130

APR 09 2001

ATTY. DOCKET NO.
24727-813C

SERIAL NO.
09/717,478

APPLICANT
Anderson *et al.*

FILING DATE
November 20, 2000

GROUP
3736

U.S. PATENT DOCUMENTS

[illegible]

FOREIGN PATENT DOCUMENTS

[illegible]

RECEIVED
APR 11 2001
JTC 8700 MAIL ROOM

OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)

[illegible]

EXAMINER

DATE CONSIDERED

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.



**UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office**

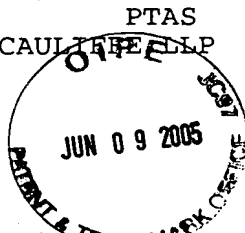
ASSISTANT SECRETARY AND COMMISSIONER
OF PATENTS AND TRADEMARKS
Washington, D.C. 20231



101603179A

APRIL 12, 2001

HELLER EHRMAN WHITE & MCAULIFF LLP
STEPHANIE L. SEIDMAN
4250 EXECUTIVE SQUARE
7TH FLOOR
LA JOLLA, CA 92037



**UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT**

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 01/26/2001

REEL/FRAME: 011475/0266
NUMBER OF PAGES: 15

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:
ANDERSON, EMORY V.

DOC DATE: 06/09/1998

ASSIGNOR:
LAPOINTE, JEROME

DOC DATE: 06/02/1998

ASSIGNOR:
MARTINEZ, RICARDO

DOC DATE: 05/29/1998

ASSIGNOR:
MARZOLF, GAIL

DOC DATE: 05/29/1998

ASSIGNOR:
PONG, RONALD

DOC DATE: 06/01/1998

ASSIGNOR:
JONES, LYNN

DOC DATE: 05/15/1998

ASSIGNOR:
HUSSA, ROBERT O.

DOC DATE: 05/13/1998

011475/0266 PAGE 2

ASSIGNOR:
NEMEC, EDWARD

DOC DATE: 05/28/1998

ASSIGNOR:
SENYEI, ANDREW

DOC DATE: 05/21/1998

ASSIGNOR:
DESIENO, DUANE D.

DOC DATE: 05/15/1998

ASSIGNEE:
ADEZA BIOMEDICAL CORPORATION
1240 ELKO DRIVE
SUNNYVALE, CALIFORNIA 94089

SERIAL NUMBER: 09717478
PATENT NUMBER:

FILING DATE: 11/20/2000
ISSUE DATE:

SHAREILL COLES, EXAMINER
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS